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FAX COVER LETTER

July 20, 2005

TO:

Examiner Irshadullah

COMPANY:

U.S. Patent and Trademark Office - Art Unit 3623

PHONE:

703.308.6683

FAX:

571.273.8300

FROM:

DIRECT DIAL:

Craig J. Lervick (612) 607-7387

EMAIL

CLervick@oppenheimer.com

RE:

U.S. Patent Application No. 09/444,739

Attorney Docket No.: 60021-335501

CERTIFICATE OF FACSIMILE TRANSMISSION

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		Application Number	09/444,739				
TRANSMITTAL		Filing date	November 22, 1999				
FORM		First Named Inventor	Michael G. Mikurak				
		Art Unit	3623				
(to be used for all correspondence to	after initial filing)	Examiner Name	M. Irshadullah				
Total Number of Pages In This Submis	ssion 6	Attorney Docket Number	60021-335501				
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□ Fee Transmittal Form □	☐ Drawing(s)	NEO (Olleck on that appl)	After Allowance Communication to a				
Fee attached	☐ Licensing-related	d Papers	Technology Center (TC)				
Amendment/Reply	☐ Petition	•	Appeal Communication to Board of Appeals and Interferences				
☐ After Final	☐ Petition to Conv	ert to a Provisional Application	☐ Appeal C				
Affidavits/declaration(s)	Power of Attorne		(Appeal Notice, Brief, Reply Brief)				
☐ Extension of Time Request	_	espondence Address	☐ Proprietary Information				
Express Abandonment Request	☐ Terminal Disclai		Status Letter				
☐ Information Disclosure Statement	Request for Refund CD, Number of CD(s)		Other Enclosure(s) please identify below): Return Postcard				
Certified Copy of Priority Document(s)	Remarks:						
Response to Missing Parts/ Incomplete Application							
Response to Missing Parts under 37 CFR 1.52 or 1.53							
Copy of the PTO Form 1533 (Rev. 9/97), Notice to File Missing Parts of Application Filing Date Granted							
Executed Declaration and Power of Attorney Document							
SIGNAT	URE OF APPLIC	ANT, ATTORNEY, OR AG	ENT REQUIRED				
Name (Print/Type) Craig J. Ler	vick		-				
Signature	of Zon						
Date July 20, 200	5						
	CERTIFICATE	OF TRANSMISSION/MAI	LING				
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Date:

July 20, 2005

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FEE TRANSMITTAL		Complete if Known	
, 42 43	Application Number	09/444,739	_
for FY 2005	Filing Date	November 22, 1999	
102000	First Named Inventor	Michael G. Mikurak	
Patent fees are subject to annual revision.	Examiner Name	M. Irshadullah	
Applicant Claims Small Entity	Group Art Unit	3623	
TOTAL AMOUNT OF PAYMENT \$180.	00 Attorney Docket No.:	60021-335501	

METHOD OF PAYMENT 1. X Authorized to charge indicated fees or credit Deposit 50-1901 Acrd No. Name: Dobenheirner Wolff & Donnelly LLP X Charge Any Add' Fee Required Under 37 CFR 1.18 and 1.17 Payment Enclosed: Check _Credit 1812 2,520 1812 2,520 The Calculation (continued) 4. ADDITIONAL FEES Small Entity Fee Fee Fee Fee Fee Fee Fee Fee Code (\$) Fee Description Surcharge - late filling fee or cath Surcharge - late filling fee or cath Surcharge - late provisional filling fee or care sheet Non-English specification 1812 2,520 1812 2,520 1814 2,520 1812 2,520 The Calculation of SIR prior to Engineer action Engineer a
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2. Payment Enclosed: Check Credit FEE CALCULATION 1. BASIC FILING FEE Large Small Fee description Fee Pald 1000" 500" Utility fiting tee 1251 120 2251 80 Extension for reply within first month 1253 1020 2253 510 Extension for reply within first month 1254 1,590 2254 795 Extension for reply within first month 1257 1,590 2254 795 Extension for reply within first month 1258 2,160 2255 1,080 Extension for reply within first month 1259 1,080 Extension for reply within first month 1250 1,080 Extension for reply within first month 1251 1,080 Extension for reply within first month 1252 1,080 Extension for reply within first month 1253 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month 1255 2,160 2255 1,080 Extension for reply within first month
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430" 215" Design filing fee 1254 1,590 2254 795 Extension for reply within fourth month 1255 2,160 2255 1,080 Extension for reply within fifth month 1400" 700" Reissue filing fee 1401 500 2401 250 Notice of Appeal 200 100 Provisional filing fee 1402 500 2402 250 Filing & brief in support of an appeal 1402 1403 1404 1405
660° \$30° Plant filing fee 1255 2,160 2255 1,080 Extension for reply within fifth month 1400° 700° Reissue filing fee 1401 500 2401 250 Notice of Appeal 200 100 Provisional filing fee 1402 500 2402 250 Filing a brief in support of an appeal
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SUBTOTAL (1) \$0.00 1403 1,000 2403 500 Request for oral hearing
2. EXTRA CLAIM FEES 1451 1,510 1451 1,510 Petition to institute a public use proceeding
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Claims 1452 500 2452 250 Petition to revive - unavoidable
Claims - 20 = 50/25 1453 1,500 2453 750 Patition to revive - unintentional
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Claims 1501 1,400 2501 700 Utility issue fee (or reissue)
Multiple Dependent 360/180 1502 800 2502 400 Design issue fee
1503 1,100 2503 550 Plant issue fee
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Entry Charty
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200 100 P Relesue independent claims (37 CFR 1.129(e))
over original patent 1810 790 2810 395 For each additional invention to be
50 25 Reissue claims in excess of 20 examined (37 CFR 1.129(b))
and over original patent 1801 790 2801 395 Request for Continued Examination (RCE)
\$0.00 Request for expedited examination of a
SUBTOTAL (2) 1802 900 1802 900 design application
3. Application Size Fee (Utility) Other fee (specify)
If the specification and drawings exceed 100 shis of paper,
the application fee due is \$250 (\$125 for small entity) for
each additional 50 sheets or fraction thereof. See 35
U.S.C. 41(a)(1)(G) and 37 CFR 1.18(a)
SUBTOTAL (3) \$0.00 SUBTOTAL (4) \$180.
SUBTOTAL (4) \$180.

SUBMITTED BY			_	Complete (if applicable)	
Name	Craig J. Lervick	Registration No.: 35,244	Telephona:	612-607-7387	
Signature	Can a La	Date:	July	20,2005	

*Includes: Filing fee + Examination fee + Search fee

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Michael G. Mikurak

Serial No:

09/444,739

Filed:

11-22-1999

Title:

System method and article of

manufacture for technology sharing during demand and supply planning

in a network-based supply chain

environment

Docket No:

060021-335501

Group Art Unit: 3623

Examiner: Irshadullah, M.

07/21/2005 TL0111

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Janet Byrne Janet Byrne

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. § 1.56, § 1.97 and § 1.98, Applicant brings the references listed on the attached Form PTO-1449 to the examiner's attention. 37 C.F.R. § 1.56. These references may be material to examination of the above-identified application. Please do not construe the filing of this information disclosure statement as a representation that applicant has made a search (37 C.F.R. § 1.97(g)), or as an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

This Information Disclosure Statement is being submitted:

1. Within three months of the filing date of a national application other than a continued
 prosecution application under 37 CFR 1.53(d), or within three months of the date of entry
of the national stage as set forth in 37 CFR 1.491 in an international application; before
the mailing date of a first Office action on the merits; or before the mailing of a first
Office action after the filing of a request for continued examination under § 1.114, and
therefore, Applicant believes no fee is required;

2. After the period specified in paragraph (1) hereinabove of this section, but is being filed before the mailing date of either a final action under 37 CFR 1.113, or a notice of

record herein.

					7 CFR 1.311, or an action that otherwise closes prosecution in the accompanied by one of the following:		
			(a)	A state	ement that either:		
				(i)	Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;		
				OR			
				(ii)	No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement;		
			OR				
			(b)		\approx of \$180 for filling of an Information Disclosure Statement as set forth C.F.R. 1.17(p).		
			After the period specified in paragraph (2) of this section, but is filed on or before syment of the issue fee and is accompanied by both:				
			(a)	A stat	ement that either:		
				(i)	Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;		
				OR	·		
				(ii)	No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement;		
				AND			
			(b)		ee of \$180.00 for filing of an Information Disclosure Statement as set in 37 CFR 1.17(p).		
	Applio	ant v	vould :	apprec	iate the Examiner initialing and signing a copy of Form PTO-		
1449,1	ransmi	tted h	erewi	th, indi	icating that the information has been considered and made of		

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 50-1901 referencing order number 060021-335501.

Respectfully submitted,

Craig J. Lervick, Reg. No. 35,244

Customer No. 29,838

Oppenheimer Wolff & Donnelly LLP 45 South Seventh Street, Suite 3300 Minneapolis, Minnesota 55402

Telephone: 612.607.7387 Facsimile: 612.607.7100

Email: CLervick@oppenheimer.com

Şubstitut	e for form l	449A/PTO		Complete if Known		
	INFORM	MATION D	ISCLOSURE	Application Number	09/444739	
STATEMENT BY APPLICANT				Filing or 371(c) Date	11-22-1999	
	•			First Named Inventor	Michael G. Mikurak	
	(use as i	many sheets	as necessary)	Art Unit	3623	
				Examiner Name	Irshadullah, M	
Sheet 1 of 1			1	Attorney Docket Number	60021-335501	

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	1	Document Number		
Examiner Initials*	Citc No. 1	Number -Kind Code ² (if known)	Issuc Datc MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	T	US-6,006,251	12-21-1999	Junichi Toyouchi
		US-6,151,643	11-21-2000	William Cheng
		US-5,835,911	11-10-1998	Toru Nakagawa
		US-6,516,350	02-04-2003	Leon L. Lumelsky
		US-5,493,689	02-20-1996	Waclawsky et al.
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		FC	REIGN PATENT DOCU	MENTS	
Examiner Initials*	Cite No. 1	Foreign Parent Document Country Code ³ -Number ⁴ -Kind Code ³ (if known)	Publication Date MM-DD-YYYY	Name of Palentee or Applicant of Cited Document	T ⁴
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		non patent literature documents	
Examiner Initials	Cite No.'	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T²
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Examiner S	ignature	Date Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Senter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.